## UNITED STATES DISTRICT COURT

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EASTERN	District of	NEW YORK	
UNITED STATES OF AMERICA V.	JUDGMENT	Γ IN A CRIMINAL CASE	
	Case Number:	CR-05-160(FB)	
DAI KI KIM	USM Number: Lawrence Herr NY 11372-653	rmann, Esq. 37-51 76 Street, J 33	Jackson Heights,
THE DEFENDANT:	Detendant's Attorne	,y	
Deleaded guilty to count(s)  ONE OF AN INFORM	1ATION.		
pleaded nolo contendere to count(s) which was accepted by the court.			
was found guilty on count(s) after a plea of not guilty.			
The defendant is adjudicated guilty of these offenses:			
Title & Section T. 18 U.S.C. 1001  Nature of Offense USE OF FALSE DOCUMENT USE OF FALSE	MENTS	Offense Ended	<b><u>Count</u></b> 1
The defendant is sentenced as provided in pages the Sentencing Reform Act of 1984.   The defendant has been found not guilty on count(s)	2 through of	this judgment. The sentence is in	mposed pursuant to
Count(s) ALL OPEN	is are dismissed on the	ne motion of the United States.	
It is ordered that the defendant must notify the U or mailing address until all fines, restitution, costs, and sp the defendant must notify the court and United States at	Inited States attorney for this decial assessments imposed by torney of material changes in	listrict within 30 days of any char his judgment are fully paid. If orc economic circumstances.	nge of name, residence, dered to pay restitution,
	Date of Imposition	AUGUST 24, 2006 of Judgment	117 Petr Ave Andrews
8/29/-04	Signature of Judge	/-	
VI	Name and Title of J	Judge 29, 20	, o L
	/ /		

(Rev.	06/05)	Judgment	in	a (	Criminal	Case
Cheet	4-Pro	hation				

DEFENDANT: DAI KI KIM CASE NUMBER: CR-05-160(FB)

AO 245B

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## **PROBATION**

The defendant is hereby sentenced to probation for a term of : ONE (1) YEAR.

The defendant shall not commit another federal, state or local crime.

tance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests eafter, as determined by the court.
The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.
The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled

If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with anyadditional conditions on the attached page.

## STANDARD CONDITIONS OF SUPERVISION

1) the defendant shall not leave the judicial district without the permission of the court or probation officer;

The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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(Rev. 06/05) Judgment in a Criminal Case Sheet 5 — Criminal Monetary Penalties

DEFENDANT: CASE NUMBER:

DAI KI KIM

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## **CRIMINAL MONETARY PENALTIES**

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The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

то	TALS \$	Assessment 100.00		Fine 00.00	\$	Restitution 00.00	
	The determina after such dete	tion of restitution is ormination.	deferred until	. An <i>Amended Jua</i>	lgment in a Crimi	inal Case (AO 245C) will be entered	
	The defendant	must make restitution	on (including communi	ty restitution) to the	following payees	in the amount listed below.	
	If the defendar the priority ord before the Uni	nt makes a partial pay ler or percentage pay ted States is paid.	yment, each payee shall yment column below.	receive an approxir However, pursuant to	nately proportione o 18 U.S.C. § 366	d payment, unless specified otherwise i 4(i), all nonfederal victims must be paid	
<u>Nar</u>	ne of Payee		Total Loss*	Restitut	ion Ordered	Priority or Percentage	
TO	ΓALS	\$	0	\$	0		
	Restitution am	ount ordered pursua	int to plea agreement	\$			
	The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).						
	The court determined that the defendant does not have the ability to pay interest and it is ordered that:						
	☐ the interest requirement is waived for the ☐ fine ☐ restitution.						
	☐ the interes	st requirement for th	e 🗌 fine 🔲 r	estitution is modifie	d as follows:		

<sup>\*</sup> Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.